

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARK A. PEREZ,	:	CIVIL ACTION
Petitioner	:	
	:	
vs.	:	NO 13-6085
	:	
SUPERINTENDENT COAL	:	
TOWNSHIP, et al.,	:	
Respondents	:	

ORDER

AND NOW, this 19th day of December, 2016, upon careful and independent consideration of the petition for writ of *habeas corpus*, the response to the petition and appended exhibits, the reply, and available state court records, and after review of the thorough and well-reasoned Report and Recommendation of United States Magistrate Judge David R. Strawbridge, there being no Objections thereto, IT IS HEREBY ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED;
2. The petition for writ of *habeas corpus* is DENIED;
3. A certificate of appealability shall not issue, in that the petitioner has not made a substantial showing of the denial of a constitutional right. See 28 U.S.C. § 2253(c)(2); Slack v. McDaniel, 529 U.S. 473, 484 (2000).

BY THE COURT:

/s/ *Lawrence F. Stengel*

LAWRENCE F. STENGEL, J.